

OJS 44 (Rev. 11/04)

CIVIL COVER SHEET

The OJS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

| | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------|
| I. (a) PLAINTIFFS | | DEFENDANTS | |
| Carl Blackburn, Jr. and Cindy Blackburn | | Warren CAT | |
| 06CV 419 CVE-FHM | | | |
| (b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES) | | County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. | |
| (c) Attorney's (Firm Name, Address, and Telephone Number) <i>Tim FRAZIER</i> | | Attorneys (If Known) F. Jason Goodnight Feldman, Franden, Woodard, Farris & Boudreax 525 S. Main, Ste. 1000 Tulsa, OK 74103 | |
| II. BASIS OF JURISDICTION (Place an "X" in One Box Only) | | III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff (For Diversity Cases Only) and One Box for Defendant) | |
| G 1 U.S. Government Plaintiff | G 3 Federal Question (U.S. Government Not a Party) | PTF Citizen of This State <input checked="" type="checkbox"/> G 1 | DEF Incorporated or Principal Place of Business In This State <input type="checkbox"/> G 4 <input checked="" type="checkbox"/> G 4 |
| G 2 U.S. Government Defendant | G 4 Diversity (Indicate Citizenship of Parties in Item III) | Citizen of Another State <input type="checkbox"/> G 2 <input checked="" type="checkbox"/> G 2 | Incorporated and Principal Place of Business In Another State <input type="checkbox"/> G 5 <input checked="" type="checkbox"/> G 5 |
| | | Citizen or Subject of a Foreign Country <input type="checkbox"/> G 3 <input checked="" type="checkbox"/> G 3 | Foreign Nation <input type="checkbox"/> G 6 <input checked="" type="checkbox"/> G 6 |
| IV. NATURE OF SUIT (Place an "X" in One Box Only) | | | |
| CONTRACT | TORTS | FORFEITURE/PENALT | BANKRUPTCY |
| G 110 Insurance | PERSONAL INJURY | PERSONAL INJURY | G 422 Appeal 28 USC 158 |
| G 120 Marine | G 310 Airplane | G 362 Personal Injury—Med. Malpractice | G 400 State Reapportionment |
| G 130 Miller Act | G 315 Airplane Product | G 365 Personal Injury—Liability | G 410 Antitrust |
| G 140 Negotiable Instrument | | G 368 Asbestos Personal Injury Product Liability | G 430 Banks and Banking |
| G 150 Recovery of Overpayment & Enforcement of | G 320 Assault, Libel & Slander | G 370 Other Fraud | G 450 Commerce/ICC Rates/etc. |
| G 151 Medicare Act | G 330 Federal Employers' Liability | G 371 Truth in Lending | G 460 Deportation |
| G 152 Recovery of Defaulted Student Loans (Excl. Veterans) | G 340 Marine | G 380 Other Personal Liability | G 470 Racketeer Influenced and Corrupt Organizations |
| G 153 Recovery of Overpayment of Veteran's Benefits | G 345 Marine Product | G 385 Property Damage Product Liability | G 480 Consumer Credit |
| G 160 Stockholders' Suits | G 350 Motor Vehicle | G 390 Other | G 490 Cable/Sat TV |
| G 190 Other Contract | G 355 Motor Vehicle | | G 810 Selective Service |
| G 195 Contract Product Liability | G 360 Other Personal | | G 850 Securities/Commodities Exchange |
| REAL PROPERTY | CIVIL RIGHTS | PRISONER PETITIONS | PROPERTY RIGHTS |
| G 210 Land Condemnation | G 441 Voting | G 510 Motions to Vacate Sentence | G 820 Copyrights |
| G 220 Foreclosure | G 442 Employment | G 740 Railway Labor Act | G 830 Patent |
| G 230 Rent Lease & Ejectment | G 443 Housing/ Accommodations | Habeas Corpus: | G 840 Trademark |
| G 240 Torts to Land | G 444 Welfare | G 530 General | |
| G 245 Tort Product Liability | G 445 Amer. w/ Disabilities Employment | G 535 Death Penalty | |
| G 290 All Other Real Property | G 446 Amer. w/ Disabilities - Other | G 540 Mandamus & Other | LABOR |
| | G 440 Other Civil Rights | G 550 Civil Rights | G 710 Fair Labor Standards Act |
| | | G 555 Prison Condition | G 720 Labor/Mgmt Relations |
| V. ORIGIN (PLACE AN "X" IN ONE BOX ONLY) | | | SOCIAL SECURITY |
| G 1 Original Proceeding | G 2 Removed from State Court | G 3 Remanded from Appellate Court | G 861 HIA (1395ff) |
| | | G 4 Reinstated or Reopened | G 862 Black Lung (923) |
| | | G 5 | G 863 DIWC/DIW (405(g)) |
| | | | G 864 SSID Title XVI |
| | | | G 865 RSI (405(g)) |
| | | | FEDERAL TAX SUITS |
| | | | G 870 Taxes (U.S. Plaintiff) |
| | | | G 871 IRS—Third Party |
| | | | 26 USC 7609 |
| | | | G 950 Constitutionality of State Statutes |
| | | | Under Equal Access to Justice |
| | | | Appeal to District Judge from Magistrate Judgment |
| VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): Brief description of cause: | | | |
| VII. REQUESTED IN COMPLAINT: | G CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 | DEMAND S | CHECK YES only if demanded in complaint: JURY DEMAND: G Yes G No |
| VIII. RELATED CASE(S) IF ANY (See instructions): | JUDGE | DOCKET NUMBER | |
| DATE | SIGNATURE OF ATTORNEY OF RECORD | | |
| FOR OFFICE USE ONLY | | | |
| RECEIPT # | AMOUNT | APPLYING IFP | JUDGE |
| | | | MAG. JUDGE |